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Attorneys for Defendants

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

J. C. by and through her parents, NORMAN AND
LINA C.,

Plaintiff,
v.

CALIFORNIA SCHOOL FOR THE DEAF,
CALIFORNIA DEPARTMENT OF EDUCATION,
and FREMONT UNIFIED SCHOOL DISTRICT,

Defendants.

Case No.C06-02337 JSW

STIPULATION BY STATE DEFENDANTS
AND PLAINTIFFS TO AMEND
SETTLEMENT AGREEMENT, AND
~~PROPOSED~~ ORDER

The parties, through counsel, hereby stipulate to amend the Settlement Agreement made
between the parties and approved by this court August 31, 2007 for the following reasons:

1. The Settlement Agreement referenced above provides for amendment by mutual
agreement of the parties in paragraph IV. C.

2. The parties agree defendants California School for the Deaf and California Department
of Education have made diligent, good faith efforts to recruit an appropriate teacher or teachers for the

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1 special day class referenced in paragraph II.A. of the agreement, but to date have been unsuccessful in
2 finding a qualified teacher with appropriate credentials.

3 WHEREFORE, the parties herby stipulate and agree to amend subparagraph II.A.2. of the
4 settlement agreement to read as follows:

5 The State Defendants shall begin operation of this special needs day class no later
6 than September 1, 2008, the beginning of the 2008/2009 school year, or sooner if
7 possible. In addition, commencing January 18, 2008, CDE/CSDF shall provide
8 biweekly reports to plaintiff's counsel describing the efforts of CDE/CSDF to hire an
9 appropriate teacher, said reports continuing until the teacher is hired, or the State
10 defendants determine they are unable to find such a teacher and move the court for
11 relief.

12 IT IS SO STIPULATED.

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14 Dated: December 21, 2007



REBECCA FREIE
Deputy General Counsel

Attorneys for Defendants
California Department of Education and
California School for the Deaf, Fremont

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20 Dated: December 21, 2007



WILLIAM KOSKI
Youth and Education Law Project

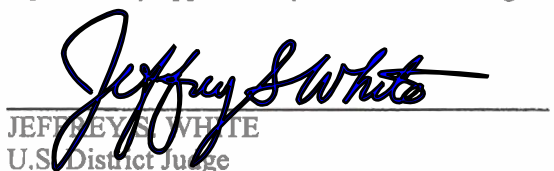
Attorney for Plaintiffs

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24 **PROPOSED ORDER**

25 It is hereby ordered the Settlement Agreement previously approved by the Court on August 31,
26 2007 be amended as set forth herein.

27 DATED: December 26, 2007

By:



JEFFREYS WHITE
U.S. District Judge